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HOUSE BILL 811 By
Pinion

SENATE BILL 918
By Kyle

AN ACT to amend Tennessee Code Annotated, Section 41-22-407, relative to Tennessee rehabilitative initiative in correction board.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 41-22-407, is amended by deleting subsection (d) and substituting instead the following new subsections:

(d) Within budgetary limitations and subject to the approval of the commissioner of personnel, the board through its executive director may employ professional and staff employees as may be appropriate for the efficient discharge of its duties to manage and operate the prison industry program. Notwithstanding § 8-30-208, the board with the approval of the commissioner of personnel, shall have the option of declaring certain management positions, unique to the operations under the control of the board, a part of the executive service and under the exclusive control of the board. Each position up to and including the manager of a plant shall be a career service employee.

Notwithstanding any provisions of law to the contrary, the board has the authority to develop procedures for recruiting and hiring qualified personnel, including career service, in a timely manner and at salary levels competitive with the free market in order

to ensure the production and timely delivery of low cost, quality products and to assure that the operations of prison industries are efficiently managed and thus off-set the costs of incarceration. The board has the authority to hire staff through the department of personnel and is encouraged to exercise this option when it is consistent with the principles of free enterprise.

(e) Notwithstanding any provision of law to the contrary, the board through its executive director based upon budgetary limitations of the board, shall not be subject to any restrictions as to hiring and travel of professional and staff employees in the discharge of its duties to manage and operate TRICOR programs.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.